

## **AMENDMENTS TO THE CLAIMS**

The following Listing of Claims will replace all prior versions, and listings, of claims in the application:

### **Listing of Claims:**

Claim 1 (currently amended): A chalcopyrite type solar cell comprising a stack including a first electrode composed of a metal, a light absorption layer formed on or above said first electrode, which is composed of a chalcopyrite type compound serving as a P-type semiconductor, and a second electrode formed on or above said light absorption layer, which serves as an N-type semiconductor, wherein:

mica is contained in an insulative substrate that retains said stack;

a smoothing layer having irregularities on an upper end surface thereof is provided between said insulative substrate and said stack, said irregularities of the smoothing layer being smaller than irregularities on an upper end surface of said insulative layer; and

~~two binder layers, which are composed of a nitrogen compound,~~a binder layer and a diffusion-preventive layer are interposed between said insulative substrate and said stack such that said ~~two binder layers~~ layer and said diffusion-preventive layer sandwich said smoothing layer, said diffusion-preventive layer being provided between said smoothing layer and said insulative substrate and preventing diffusion of impurities from said insulative substrate, each of said binder layer and said diffusion-preventive layer containing TiN or TaN, and each of said binder layer and said diffusion-preventive layer having a thickness of 0.5 to 1  $\mu\text{m}$ .

Claim 2 (canceled)

Claim 3 (previously presented): The chalcopyrite type solar cell according to claim 1, wherein said insulative substrate comprises a mica aggregate, which is sintered after mixing said mica and a resin.

Claim 4 (previously presented): The chalcopyrite type solar cell according to claim 3, wherein said smoothing layer contains one of SiN and SiO<sub>2</sub>.

Claim 5 (previously presented): The chalcopyrite type solar cell according to claim 1, wherein a buffer layer and a semi-insulative layer are interposed between said light absorption layer and said second electrode.

Claims 6 and 7 (canceled)